

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Laredo National Bank, Laredo) Pre-MUR 362
Texas;)
Gary G. Jacobs;)
Mrs. Gary G. Jacobs;)
Republican National Committee and)
Alec Poitevint, as treasurer)

MUR 4885

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on March 16, 1999, do hereby certify that the Commission took the following actions with respect to Pre-MUR 362:

1. Decided by a vote of 6-0 to:

- a) Open a MUR.
- b) Find reason to believe that Gary G. Jacobs knowingly and willfully violated 2 U.S.C. §§ 441b(a) and 441f.
- c) Find reason to believe that Mrs. Gary C. Jacobs violated 2 U.S.C. § 441f.

Commissioners Elliott, Mason, McDonald, Sandstrom, Thomas, and Wold voted affirmatively for the decision.

(continued)

2. Failed in a vote of 3-3 to pass a motion to find reason to believe that Laredo National Bank knowingly and willfully violated 2 U.S.C. §§ 441b(a) and 441f.

Commissioners Mason, McDonald, and Sandstrom voted affirmatively for the motion. Commissioners Elliott, Thomas, and Wold dissented.

3. Decided by a vote of 5-1 to find reason to believe that Laredo National Bank violated 2 U.S.C. §§ 441b(a) and 441f.

Commissioners Elliott, Mason, Sandstrom, Thomas, and Wold voted affirmatively for the decision. Commissioner McDonald dissented.

4. Decided by a vote of 6-0 to reject the General Counsel's recommendation to find reason to believe that the Republican National Committee and Alec Poitevint as treasurer, violated 2 U.S.C. §§ 441b(a) and 441f.

Commissioners Elliott, Mason, McDonald, Sandstrom, Thomas, and Wold voted affirmatively for the decision.

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5. Decided by a vote of 6-0 to approve the Factual and Legal Analyses recommended in the General Counsel's February 25, 1999 report, subject to revision pursuant to the actions noted above.

Commissioners Elliott, Mason, McDonald, Sandstrom, Thomas, and Wold voted affirmatively for the decision.

6. Decided by a vote of 4-2 to:

- a) Approve the proposed Subpoena for Production of Documents and Order to Submit Written Answers to Gary G. Jacobs as recommended in the General Counsel's February 25, 1999 report.
- b) Approve the proposed Subpoena for Production of Documents and Order to Submit Written Answers to Laredo National Bank as recommended in the General Counsel's February 25, 1999 report.
- c) Approve the proposed Subpoena for Production of Documents and Order to Submit Written Answers to the Republican National Committee as recommended in the General Counsel's February 25, 1999 report.

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- d) Approve the appropriate letters.
- e) Direct the Office of General Counsel to endeavor to effect conciliation in this matter as promptly as appropriate.

Commissioners Mason, McDonald, Sandstrom, and Thomas voted affirmatively for the decision. Commissioners Elliott and Wold dissented.

Attest:

3-18-99
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary of the Commission